

Allen Owen, Mayor
Eunice Reiter, Mayor Pro Tem
Jerry Wyatt, Councilmember
Barbara Gibson, Councilmember



Buddy Jimerson, Councilmember
Brett Kolaja, Councilmember
Cynthia Gary, Councilmember
Caroline Kelley, City Attorney
Frank Simpson, City Manager
Patrice Fogarty, City Secretary

CITY COUNCIL SPECIAL MEETING AGENDA

Notice is hereby given of a Special Meeting of the City Council to be held on **Monday, March 2, 2009**, at **5:45 p.m.** at: **City Hall; 2nd Floor Conference Room behind the Council Chambers**, 1522 Texas Parkway, Missouri City, Texas, for the purpose of considering the items listed below. All agenda items are subject to action. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1. CALL TO ORDER

2. DISCUSSION/POSSIBLE ACTION

- (a) Consider and discuss the term "tagging" an agenda item.
- (b) Consider and discuss the rules for the order of business of City Council meetings.
- (c) Consider and discuss the City's Code Enforcement Program.
- (d) Consider and discuss the City's sign regulations.

3. CLOSED EXECUTIVE SESSION

Council may meet in a closed session pursuant to Chapter 551 of the Texas Government Code, for reasons including but not limited to: consultation with legal counsel to seek or receive legal advice or consultation regarding pending or contemplated litigation; discussion about the value or transfer of real property and other real estate matters; deliberation regarding economic development negotiations; and deliberation regarding personnel matters.

4. CONVENE INTO OPEN SESSION – *Take action, if necessary.*

5. ADJOURN

In compliance with the Americans With Disabilities Act, the City of Missouri City will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Patrice Fogarty, City Secretary, at 281-403-8685.

CERTIFICATION

I certify that a copy of the March 2, 2009, agenda of items to be considered by the City Council was posted on the City Hall bulletin board on February 27, 2009 at 4:00 p.m.



Maria Gonzalez, Deputy City Secretary

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the ____ day of _____, 2009.

Title: _____



**City Council Special Agenda Item
March 2, 2009**

2. DISCUSSION/POSSIBLE ACTION

- (a) Consider and discuss the term “tagging” an agenda item.
- (b) Consider and discuss the rules for the order of business of City Council meetings.

Background information attached as follows:

Section 2-77. Agenda; order of business

Sec. 2-75. Clerk.

The city secretary shall be the clerk or secretary of the council, whose duty it shall be to act as reading and recording clerk to the council and to certify the correctness of the minutes and the journal and to perform such other duties as may be required by the council and the mayor.
(Code 1981, § 2-14)

Sec. 2-76. Citizen participation.

Any citizen of the city shall have an opportunity to be heard at any regular or special meeting of the city council during the hearing from the public portion of the agenda in regard to any matter. This opportunity shall be limited to one appearance per citizen, and shall have a five-minute time limit, unless extended by the presiding officer. If the presiding officer determines that the comments of any citizen are becoming repetitive or redundant of his own comments or of the comments of other citizens, whether such other comments were made at the same or at a preceding meeting, or if the presiding officer determines that the comments of any such citizen are becoming loud, abusive or otherwise injurious to the decorum of the meeting, the presiding officer may interrupt such citizen's comments and may instruct the citizen as to allowable comments or he may terminate the citizen's privilege to speak. During council consideration of other agenda items, citizens shall not address the city council unless recognized by the presiding officer when the comments of such citizen would be helpful to the council's consideration of the agenda item. Any ruling by the presiding officer under this section may be appealed to the council, the majority of whom may override his decision.
(Code 1981, § 2-8)

Sec. 2-77. Agenda; order of business.

(a) *Order of business.* The proceedings of the council shall be as follows:

- (1) Calling the roll and marking absentees.
- (2) Invocation and Pledge of Allegiance.
- (3) Adopting and, if necessary, correcting the minutes.

- (4) Public hearings.
- (5) Public hearings and consideration of zoning ordinances.
- (6) Hear from the public and receiving of petitions.
- (7) Receiving of reports.
- (8) Consent agenda.
- (9) Consideration of ordinances.
- (10) Consideration of resolutions.
- (11) Appointments.
- (12) Authorizations by council.
- (13) Opening of bids.
- (14) Other unfinished business.
- (15) New business.

(b) *Tagging of new matters.* When any new matter is presented for the first time to the council for final action, a member of the council may "tag" such matter for consideration the next regular council meeting, when such action will not render the subject matter moot; and if a councilmember is absent from the city or is ill at the time a new matter is originated, he shall have the privilege of "tagging" the new matter until the next regular council meeting at a subsequent council meeting, provided such new matter has not been previously acted upon by the council.

(c) *Consent agenda.* Routine matters may be placed on a consent agenda, which will be treated as one agenda item. Each item included on the consent agenda must be numbered separately and be reasonably explained. Questions and explanations of consent agenda items will be permitted, but there will be no general discussion or debate. The council will vote on the consent agenda as one item. Passage of the consent agenda will be passage of each item included thereon, and failure to pass the consent agenda will not defeat each item included thereon, but shall constitute no action as to each such item. Before the consent agenda is voted on, any item included thereon shall be removed upon the request of any councilmember. Any item removed from the consent agenda upon request will be handled separately in the same manner as an agenda item.

(d) *Discussion.* No matters shall be discussed unless on the agenda for that meeting and unless a motion has been made and seconded or a report submitted regarding the matter.

(Code 1981, § 2-10)

Sec. 2-78. Decorum; discussion by members.

(a) Each member of the council shall be permitted to address the chair while either seated or standing, and shall not be interrupted while speaking without his consent except by a call to order of the chair or to correct a statement of fact. The presiding officer of the council may fine any member guilty of indecorum or disorderly conduct in the council not more than \$10.00, or place such person under arrest.

(b) Each member shall have a five-minute time limit to debate a subject; provided that, once another member has spoken on the subject, the original member shall again be entitled to speak for a second five-minute period.

(c) Each member requesting to speak on a topic must first be recognized by the presiding officer. Failure to do so can be considered as disorderly conduct by the presiding officer.

(d) If the presiding officer feels that discussion is becoming repetitive and redundant, he may interrupt discussion by a member and call for the question. This subsection will control over subsection (a) of this section. Such ruling by the presiding officer may be appealed to the council, the majority of whom may override his decision.

(Code 1981, § 2-12)

Sec. 2-79. Decisions on questions of order.

All questions of order shall be decided by a parliamentarian, selected by majority vote of the council, with the right of appeal from his decision to the council, the majority of whom may override his decision.

(Code 1981, § 2-13)

Sec. 2-80. Reading of ordinances and resolutions; adoption of ordinances.

The passage of all ordinances and resolutions shall be by reading such ordinance or resolution at one regular meeting by caption or title, unless

a reading in full is requested by a member of the council. The city attorney, or his assistant, shall read the caption or title, after which the presiding officer shall call for a motion on the ordinance. The motion need only state that the ordinance "be adopted as read," and the motion will then be considered in the same manner as any other motion.

(Code 1981, § 2-15)

Charter reference—Ordinances, § 3.11.

Sec. 2-81. Motion to reconsider.

When a question has once been determined by the council, the same question shall not again be considered until 90 days thereafter, and then only by motion to reconsider made by a member who voted with the prevailing side on such question.

(Code 1981, § 2-16)

Sec. 2-82. Suspension of rules.

Any one or all of the provisions of this division may be suspended by a vote of two-thirds of the members of the council, except such provisions that embody provisions of the Charter, identically or substantially.

(Code 1981, § 2-17)

Sec. 2-83. Applicability of Robert's Rules of Order.

The rules of procedure as stated in Robert's Rules of Order, Newly Revised, shall govern the proceedings of the council, except when in conflict with the provisions of the Charter, this division or other city ordinances.

(Code 1981, § 2-18)

Secs. 2-84—2-110. Reserved.

**ARTICLE III. BOARDS, COMMITTEES
AND COMMISSIONS***

DIVISION 1. GENERALLY

Secs. 2-111—2-130. Reserved.

***Cross references**—Electrical board, § 14-171 et seq.; parks board, § 74-31 et seq.; board of adjustment, app. A, § 18.